

TOWN OF MIAMI LAKES, FLORIDA

MINUTES

REGULAR COUNCIL MEETING

September 11, 2012

6:30 p.m.

Royal Oaks Park Community Center

16500 NW 87th Avenue Miami Lakes, FL 33018

1. CALL TO ORDER:

Mayor Pizzi called the meeting to order at 7:25p.m.

2. ROLL CALL:

Marjorie Tejeda, Town Clerk, called the roll with the following Councilmembers present: Nelson Hernandez, Richard Pulido, Tim Daubert, Mary Collins, Vice Mayor Cesar Mestre and Mayor Michael Pizzi. Councilmember Nick Perdomo was absent.

3. INVOCATION/MOMENT OF SILENCE:

The Mayor called for a moment of silence.

4. PLEDGE OF ALLEGIANCE:

Mayor Pizzi asked Mrs. Carol Wyllie and Mr. Stu Wyllie to lead the Pledge of Allegiance.

5. PUBLIC COMMENTS:

Mirtha Mendez spoke about town events during election year and absentee ballots.
Alan Rigerman spoke about veteran safety and the Publix parking lot.

6. ORDER OF BUSINESS: DEFERRALS, ADDITIONS AND DELETIONS:

Mayor Pizzi pulled item 8F and requested that item 9A be heard after item 8F.
Councilmember Collins made a motion to accept the agenda as amended. The motion received a second from Mayor Pizzi and all were in favor. Councilmember Perdomo was absent.

7. COMMITTEE REPORTS:

No Committee Reports.

8. CONSENT AGENDA:

Mayor Pizzi made a motion to adopt the remaining items on the consent agenda. The motion received a

second from Councilmember Mary Collins and all were in favor. Councilmember Perdomo was absent.

A. Minutes for Approval: July 10, 2012 Regular Council Meeting August 27, 2012 Special Call Council Meeting

[2012-7-10 Regular Council Meeting Minutes final.pdf](#)

[2012-7-10 Regular Council Meeting Minutes final.pdf](#)

[2012-8-27 Special Call Minutes.doc](#)

[2012-8-27 Special Call Minutes.doc](#)

[ItemApprovalSheet.html](#)

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Passed on consent.

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO ENTER INTO AND AWARD CONTRACT TO KIMLEY-HORN AND ASSOCIATES, INC. (K-H) FOR THE DESIGN OF THE WEST LAKES PHASE A PROJECT TO PROVIDE ENGINEERING SERVICES, IN AN AMOUNT NOT TO EXCEED \$141,400, PAYABLE FROM THE FY 2011-12 CAPITAL PROJECTS FUND – STORMWATER SUB-FUND; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE CONTRACTS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

[West Lakes A Improvements \(08\) 081012.pdf](#)

[West Lakes A Improvements \(08\) 081012.pdf](#)

[West Lakes A Consultant Fee Worksheet 081012.xls](#)

[West Lakes A Consultant Fee Worksheet 081012.xls](#)

[#5 Award of West Lake Phase A Project.doc](#)

[#5 Award of West Lake Phase A Project.doc](#)

[ItemApprovalSheet.html](#)

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Passed on consent.

C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO AUTHORIZE THE TOWN MANAGER TO APPLY TO FLORIDA

DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) FOR THE DEVELOPMENT OF NW 170TH STREET GREENWAY PHASE II, IN A TOTAL PROJECT AMOUNT NOT TO EXCEED FOUR HUNDRED THOUSAND (\$400,000); PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

[#6 FRDAP GRrant.doc](#)

[#6 FRDAP GRrant.doc](#)

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Passed on consent.

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF CARLOS TEJERA AND SANDRA TEJERA TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2012-0666; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

[Request for Reduction 8935 NW 164 Street-Tejera11.pdf](#)

[Request for Reduction 8935 NW 164 Street-Tejera11.pdf](#)

[#4 Reduction C2012-0666.doc](#)

[#4 Reduction C2012-0666.doc](#)

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Passed on consent.

- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF LUIS A. RODRIGUEZ AND NIURKA B. RODRIGUEZ TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2012-0104; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

[Reduction Request Case# C2012-0104.pdf](#)

[Reduction Request Case# C2012-0104.pdf](#)

[#3 Reduction C2012-0104.doc](#)

[#3 Reduction C2012-0104.doc](#)

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Passed on consent.

- F. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM EDELSON RIVERON TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2011-2494, C2011-1582, C2009-0222 AND C2007-0699; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

[Reduction Request \(6561 Lake Como Terrace\).pdf](#)

[Reduction Request \(6561 Lake Como Terrace\).pdf](#)

[#2_C2011-2494_C2011-1582.C2009-0222.C2007-0699.doc](#)

[#2_C2011-2494_C2011-1582.C2009-0222.C2007-0699.doc](#)

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Javier Vazquez, representing the home owner, requested that the fine be reduced to cost. Mayor Pizzi made a motion that the fine be reduced to cost. The motion received a second from Councilmember Collins and all were on favor. Councilmember Perdomo was absent.

9. QUASI-JUDICIAL ITEMS/APPEALS (PUBLIC HEARING):

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A REQUEST FOR CONDITIONAL USE APPROVAL, PURSUANT TO SECTION 33-13 OF THE TOWN'S LAND DEVELOPMENT CODE (LDC) TO ALLOW A PROPOSED ACUTE CARE HOSPITAL IN THE IU-C (INDUSTRIAL USE – CONDITIONAL) ZONING DISTRICT WHERE HOSPITALS ARE PROHIBITED IN ALL DISTRICTS UNLESS APPROVED AS A RESULT OF A PUBLIC HEARING, FOR PROPERTY LOCATED NORTH OF NW 77 COURT (PALMETTO FRONTAGE ROAD) AND EAST OF NW 82 AVENUE, MIAMI LAKES, FLORIDA; PROVIDING FINDINGS; PROVIDING FOR APPROVAL; PROVIDING CONDITIONS OF APPROVAL; PROVIDING FOR APPEAL; PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

[COND2012-0005 Staff Analysis and Recommendation.doc](#)

[COND2012-0005 Staff Analysis and Recommendation.doc](#)

[Exhibit 1.pdf](#)

[Exhibit 1.pdf](#)

[Exhibit 2.pdf](#)

[Exhibit 2.pdf](#)

[Exhibit 3.pdf](#)

[Exhibit 3.pdf](#)

[Exhibit 4.pdf](#)

[Exhibit 4.pdf](#)

[#10 Promise Hospital Resolution.doc](#)

[#10 Promise Hospital Resolution.doc](#)

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Joseph Geller, the Town Attorney, read the title of the resolution. Amber Riviere, Interim Planning and Zoning Director, presented the item. Mayor Pizzi opened the public hearing. Nelson Rodriguez spoke in favor of the item. There being no one else wishing to speak, the Mayor closed the public hearing. Wilson Fahlberg, representing the applicant, requested Council re-approval.

Mayor Pizzi made a motion to approve the staff's recommendation of re-approval of the conditional use subject to the conditions set forth by staff and that the condition requiring the applicant to allow the Town to utilize the conference room be deleted. The motion received a second from Councilmember Collins. The Town Clerk called the roll and the motion passed unanimously. Councilmember Perdomo absent.

10. ORDINANCES - SECOND READING:

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING CHAPTER 33 "ZONING" OF THE TOWN CODE OF ORDINANCES, BY CREATING ARTICLE VI, DIVISION 1, ENTITLED "NEWSRACKS" PROVIDING FOR DEFINITIONS; PROVIDING FOR REGULATIONS RELATING TO NEWSRACKS WITHIN THE TOWN PUBLIC RIGHTS-OF-WAY AND UPON PRIVATE PROPERTY; PROVIDING FOR REGISTRATION OF NEWSRACKS; PROVIDING FOR NON-CONFORMING NEWSRACKS; PROVIDING FOR REMOVAL OF NON-CONFORMING NEWSRACKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Mestre)

[EXHIBIT A and B.docx](#)

[EXHIBIT A and B.docx](#)

[EXHIBIT C Newsracks in Miami Lakes.docx](#)

[EXHIBIT C Newsracks in Miami Lakes.docx](#)

[EXHIBIT D Newsracks in Coral Gables.docx](#)

[EXHIBIT D Newsracks in Coral Gables.docx](#)

[EXHIBIT E.docx](#)

[EXHIBIT E.docx](#)

[#9 Newsracks-2nd Reading Ordinance.doc](#)

[#9 Newsracks-2nd Reading Ordinance.doc](#)

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Joseph Geller, the Town Attorney, read the title of the ordinance. Mayor Pizzi opened the public hearing. There being no one wishing to speak, the Mayor closed the public hearing. Vice Mayor Mestre made a motion to adopt the ordinance on second reading. The motion received a second from Councilmember Daubert. The Town Clerk called the roll and the motion passed unanimously. Councilmember Perdomo absent.

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 11-137, AS AMENDED BY ORDINANCE NO. 12-146 AMENDING THE TOWN'S BUDGET FOR THE 2011-2012 FISCAL YEAR; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS ORDINANCE; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

[#15 Ordinance FY 2011-12 Amendment.DOCX](#)

[#15 Ordinance FY 2011-12 Amendment.DOCX](#)

[July Budget Amendment 2011-12.pdf](#)

[July Budget Amendment 2011-12.pdf](#)

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Joseph Geller, the Town Attorney, read the title of the ordinance. Mayor Pizzi opened the public hearing. There being no one wishing to speak, the Mayor closed the public hearing. Councilmember Collins made a motion to adopt the ordinance on second reading. The motion received a second from Mayor Pizzi. The Town Clerk called the roll and the motion passed unanimously.

Councilmember Perdomo was absent.

11. NEW BUSINESS:

A. Establishment of Miami Lakes Citizens Academy

[ItemApprovalSheet.html](#)

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Mayor Pizzi made a motion that staff come back to the Council with a formal proposal to conduct a Citizen's Academy. The motion received a second from Councilmember Mestre and all were in favor. Councilmember Perdomo was absent.

B. Misidentification of the Town

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Vice Mayor Mestre made a motion requesting a resolution addressed to the public information officers of Miami Dade Police Department and for them to refrain from using the words Miami Lakes everytime a crime or murder takes place in surrounding vicinities. Mayor Pizzi made a friendly amendment by directing staff to write a letter addressing this concern instead of writing a resolution. Vice Mayor Mestre accepted the amendment. Mayor Pizzi seconded the motion and all were in favor.

C. Medical Alarm Systems

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Councilmember Mary Collins explained and proposed to the Council that the Town of Miami Lakes should partner up with Medical Alarm System Company, in order to increase brand awareness and to educate the residents about the benefits of personal alarms. No action was taken by the Council.

D. Town Fairness and Transparency

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The Mayor deferred this item to the October Regular Council Meeting.

12. REPORTS:

A. MAYOR AND COUNCILMEMBER'S REPORTS:

1. Appointments

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Mayor Pizzi appointed Angela Kenyon to the Elderly Affairs Committee.
Mayor Pizzi appointed Andrea Reichichi to the Economic Development Committee.
Mayor Pizzi appointed Max Freire to the Public Safety Committee.
Mayor Pizzi appointed Christina Delgado and Amy Martinez to the Youth Advisory Task Force Committee.

B. MANAGER'S REPORTS:

No Manager's Report.

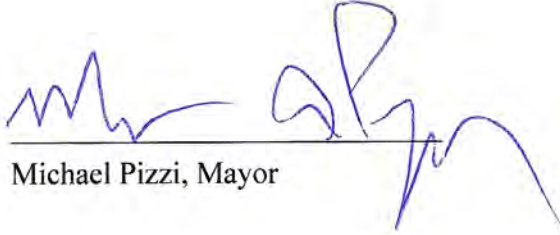
C. ATTORNEY'S REPORTS:

No Attorney's Report.

13. ADJOURNMENT:

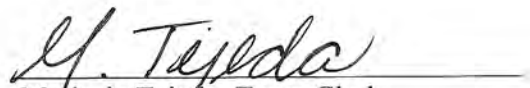
There being no further business to come before the Council, the meeting adjourned at 8:17 p.m.

Approved this 11th day of December, 2012.



Michael Pizzi, Mayor

Attest:



Marjorie Tejada, Town Clerk